

The special meeting of the City Council was held in the City Hall Council Chambers, on November 14, 2008 at 4:00 p.m.

Mayor Cline led the pledge of allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Joe McKenzie, YEA Commissioner David Schilling, YEA Mayor David Cline.

Also physically present were City personnel: City Administrator Alan Gilmore, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director David Wortman, and City Clerk Susan O'Brien.

Mayor Cline seconded by Commissioner McKenzie moved to recess to closed session at 4:01 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the price for sale or lease of property (5 ILCS 120(2)(c)(6)).

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Council reconvened at 4:34 p.m.

Commissioner Hall seconded by Commissioner Schilling moved to adopt Special Ordinance 2008-1302, approving an option for the sale of 12.7 acres of real estate owned by the City of Mattoon located along the north side of Old State Road to Savannah Farms, L.P.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2008 - 1302**

**AN ORDINANCE AUTHORIZING THE SIGNING OF AN OPTION FOR SALE OF REAL ESTATE
OWNED BY THE MUNICIPALITY**

WHEREAS, On June 17, 2008 the City of Mattoon purchased 31.62 acres of land north of Old State Road and east of 9th Street for use in construction of a drainage ditch connecting 9th Street with the Kickapoo Creek; and,

WHEREAS, the City has been working with Upchurch & Associates to design the drainage ditch; and,

WHEREAS, The City and Upchurch believe that parts of the property to the north and south of the drainage ditch are not needed for the drainage project and can be sold for development; and,

WHEREAS, the City has been approached by Savannah Farms, L.P. to purchase 12.7 acres on the south side of the drainage ditch along Old State Road; and,

WHEREAS, Savannah Farms, L.P. intends to use the property for construction of 32 single family homes; and,

WHEREAS, the City will use the proceeds from this sale to finance the construction of the flood reduction project; and,

WHEREAS, the City Council believes that this project is beneficial to the citizens of Mattoon and it is necessary to provide an opportunity for the City to grow and provide affordable housing to the Community.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION, as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance

Section 2. The City Council hereby finds that the parcel of land described in the attached Option is surplus property and no longer needed by the municipality.

Section 3. The Mayor and City Clerk are authorized and directed to execute the Option attached hereto as Exhibit “A.”

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by Commissioner Hall, seconded by Commissioner Schilling, adopted this 14th day of November, 2008, by a roll call vote, as follows:

AYES (Names):	<u>Commissioner Hall, Commissioner Ervin,</u> <u>Commissioner McKenzie, Commissioner Schilling,</u> <u>Mayor Cline</u>
NAYS (Names):	<u>None</u>
ABSENT (Names):	<u>None</u>

Approved this 14th day of November, 2008.

/s/ David W. Cline
David W. Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 14, 2008.

Attachment (1) - EXHIBIT “A”

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner McKenzie moved to adjourn at 4:35 p.m.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

/s/ Susan J. O'Brien
City Clerk